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LB 19, 171, 329

deals with the subject of civil procedure. Section 3 of the amendment actually sets forth a bill originally denoted as LB 171, which was amended by your Judiciary Committee. The bill was introduced by Senator Foley. It would provide that a nursing mother shall have her jury service postponed until she is no longer nursing her child if she so chooses. As amended, the bill provides a nursing mother with an opportunity to request of the court, in writing, that she be excused from jury service until she is no longer nursing her child. If she desires to be excused from jury service, the mother would mail her request together at the time that she receives the juror qualification form and returns it to the jury commissioner. The request would include a letter from the mother's physician. Following the receipt of the letter, the jury commissioner would mail a notification requiring the mother to state when she would no longer be nursing her child in order that she would become eligible for jury service. Sections 4 and 5 of the amendment set forth what was originally LB 329, as amended by the Judiciary Committee. LB 329 was introduced by Senator Schimek. Depending upon the number of residents in a particular county, either the clerk of the district court or the election commissioner serve as the jury commissioner for the constituting of juries for trials. For counties that have a population in excess of 200,000 inhabitants, the election commissioner serves as the jury commissioner. LB 329, as amended by the Judiciary Committee, provides that the judges of the district court within the counties with more than 200,000 inhabitants shall determine whether the clerk of the district court or the election commissioner serve as the jury commissioner. Also, in advancing LB 329, your Judiciary Committee incorporated a recommendation from the 2003 final report of the Nebraska Minority and Justice Task Force. The report of the task force represents a comprehensive examination of issues of racial and ethnic fairness within the judicial system and the legal profession in Nebraska, and the issue on which the task force focused was whether the composition of jury pools is reflective of racial and ethnic diversity found within the communities of the state of Nebraska. Under current law, all counties are required to combine both the voter registration lists and the driver's license registration lists in order to compile the prospective jury pool. At present, however, there is no Nebraska statutory